

DOCKET NO: 289274US6PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
JACQUES LECLERCQ, ET AL. : EXAMINER: SZEWCZYK, C.
SERIAL NO: 10/578,779 :
FILED: MAY 9, 2006 : GROUP ART UNIT: 1791
FOR: METHOD AND MACHINE FOR :
THE PRODUCTION OF CONVEX GLASS
SHEETS

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction Requirement mailed May 14, 2008, Applicants provisionally elect, *with traverse*, Group I (Claims 29-45 and 56, listed by the Examiner as drawn to method), for further examination on the merits in the present application. Applicants list Claims 29-45 and 56 as readable on Group I.

Applicants respectfully traverse the Requirement on the ground that the Requirement has used an improper standard inasmuch as the current application is the National Stage of a PCT application under 35 U.S.C. § 371. Therefore, the appropriate standard to use regarding restriction or election requirements is provided by MPEP § 1800. Accordingly, the outstanding Requirement has improperly cited MPEP chapter 800 as the standard for restriction.

Applicants further traverse the outstanding Requirement under § 803 of the MPEP because the outstanding Requirement itself refers to § 806.05(e) of the MPEP.

Applicants therefore further respectfully traverse the Requirement for the following reason.

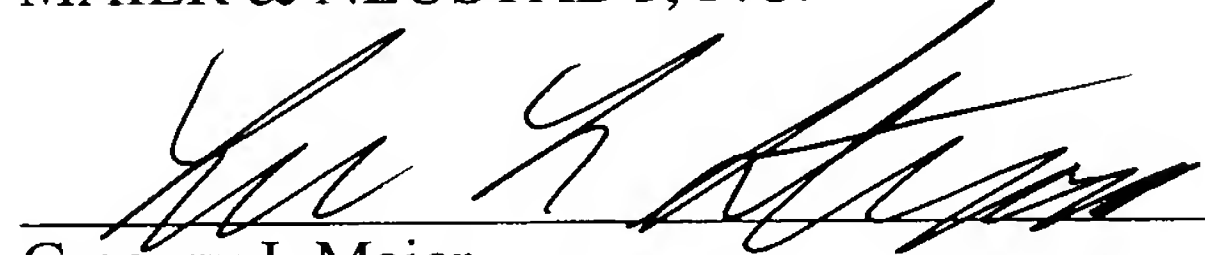
MPEP § 803 states:

If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

The claims of the present invention would appear to be part of an overlapping search area. Accordingly, Applicants respectfully traverse the outstanding Requirement on the grounds that, even under the standard cited in the Requirement, a search and examination of the entire application would not place a serious burden on the Examiner. Therefore, an action on Claims 29-56 is earnestly solicited.

Respectfully submitted,

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